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ATTORNEYS FOR PLAINTIFF

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

<hr/>) No. ED 5:18-cv-02104-SJO-PLA
Federal Trade Commission,)	
Plaintiff,)	PLAINTIFF'S NOTICE OF LODGING OF
v.)	[PROPOSED] STIPULATED ORDER
Jason Cardiff, et al.,)	REQUIRING DEFENDANTS EUNJUNG
Defendants.)	AND JASON CARDIFF TO TURN OVER
)	THEIR MOBILE PHONES
)	
)	
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1 On August 27, 2019, this Court resumed the hearing on the Order to Show
2 Cause re Contempt. During that hearing, the Federal Trade Commission (“FTC”
3 or “Commission”) requested that Defendants Eunjung and Jason Cardiff (“the
4 Cardiffs”) be ordered to turn over all of their mobile phones for imaging by the
5 FTC. The Court granted that request, and directed the FTC to draft a proposed
6 order regarding the mobile phones.

7 Pursuant to the Court’s Order, the Cardiffs turned over four mobile phones
8 to their attorney, who then provided them to the FTC on August 28, 2019, along
9 with passwords and other information needed to access the phones and various
10 applications on or accessed through the phones. The Commission proceeded to
11 image the phones to the extent possible, but was unable to image Jason Cardiff’s
12 @dislvs.com email.¹ The Commission was also unable to access at least three chat
13 applications on the phones due to lack of login credentials: Signal, Telegram, and
14 WeChat.

15 As of September 1, 2019, the Commission had returned all four phones to
16 counsel for the Cardiffs.

17
18 ¹ The Commission captured image files of the @dislvs.com emails on Jason
19 Cardiff’s phone, but was not able to download these files in native format.
20 Counsel for the Cardiffs provided Jason Cardiff’s login credentials so that the
21 Commission could directly download the emails from the @dislvs.com server, but
22 the Commission could not access Jason Cardiff’s emails because True Pharmastrip,
23 Inc. had changed Mr. Cardiff’s password on or after August 27, 2019, at the
24 direction of counsel for Jacques Poujade, and the server’s settings do not currently
25 allow for direct email download. Counsel for Jacques Poujade has represented to
26 the Commission that True Pharmastrip, Inc. has preserved the entire universe of
27 Jason Cardiff’s @dislvs.com emails, and that it has the ability to adjust the server
28 setting to enable direct email downloads. Obtaining the emails in native format
would enable the Commission to more efficiently segregate potentially privileged
materials from review, and facilitate more efficient searching of the emails.
Counsel for the Cardiffs has made a demand on counsel for Jacques Poujade for
these emails to be made available to the FTC, and is awaiting a response.

1 The Commission and the Cardiffs respectfully submit the attached proposed
2 stipulated order regarding the Cardiffs' mobile phones.

3
4 Dated: September 5, 2019

s/ Elizabeth Jones Sanger
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21 Attorneys for Plaintiff
22 FEDERAL TRADE COMMISSION

23
24 s/ Michael A. Thurman
25 MICHAEL A. THURMAN
26 Attorney for Defendants
27 EUNJUNG AND JASON CARDIFF
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Certificate of Service

I hereby certify that on September 5, 2019, I served the foregoing Plaintiff's Notice of Lodging of [Proposed] Stipulated Order Requiring Defendants Eunjung and Jason Cardiff to Turn Over Their Mobile Phones to the Plaintiff upon the parties as follows:

James White, Esq., counsel, on behalf of Defendants Jason Cardiff and Eunjung Cardiff
By ECF

Michael A. Thurman, Esq., counsel, on behalf of Defendants Jason Cardiff and Eunjung Cardiff
By ECF

Robb Evans & Associates, Receiver, through counsel, Frandzel Robins Bloom & Csato, L.C., Attorneys at Law
By ECF to Hal D. Goldflam, Esq., Michael Gerard Fletcher, Esq., and Craig A. Welin, Esq.

Michael Kinney, Esq., counsel, on behalf of Jacques Poujade
By ECF

Ari N. Rothman, Esq. and Roger A. Colaizzi, Esq., counsel, on behalf of Jacques Poujade
By ECF

James Spertus, Esq. and M. Anthony Brown, Esq., counsel on behalf of Jacques Poujade.
By ECF

s/ Elizabeth Jones Sanger
ELIZABETH JONES SANGER